

**CITY OF EL PASO, TEXAS**  
**AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM**

**DEPARTMENT:** Engineering Department, Traffic Division  
**AGENDA DATE:** CCA 10/27/2009, PUBLIC HEARING 11/03/2009  
**CONTACT PERSON/PHONE:** Ted Marquez, 541-4035  
**DISTRICT(S) AFFECTED:** District All

**SUBJECT: ORDINANCE:**

AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.44 (STOPPING, STANDING AND PARKING GENERALLY), SECTION 12.44.280 (RESTRICTIONS ON PARKING IN RESIDENTIAL PARKING DISTRICTS) OF THE EL PASO CITY CODE TO PROVIDE FOR THE CREATION AND DISSOLUTION OF RESIDENTIAL PARKING DISTRICTS, ISSUANCE AND REVOCATION OF VISITOR, OWNER, NEW RESIDENT, TEMPORARY AND RESIDENT PARKING PERMITS AND ESTABLISHING FEES; THE PENALTY BEING AS PROVIDED IN SECTION 12.84 (VIOLATION – PENALTY) AND SECTION 12.85 (PARKING VIOLATIONS) OF THE EL PASO CITY CODE.

**BACKGROUND / DISCUSSION:**

The Traffic Division is revising this ordinance to allow a more streamlined process in requesting and designating residential parking districts. The revision also addresses circumstances when a permit is issued to a property owner, tenant or a member of the Armed Forces and allows for the issuance of a temporary permit to individuals who have just moved to Texas. The ordinance also establishes a fee for the creation of a residential parking district and revises fees for the issuance of permits to residents.

Transportation LRC has heard this time item on October 27, 2008 and September 10, 2009 and recommended the item forwarded to the city council.


**PRIOR COUNCIL ACTION:** N/A

**AMOUNT AND SOURCE OF FUNDING:** N/A

**BOARD / COMMISSION ACTION:** N/A

\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**LEGAL:** (if required) \_\_\_\_\_ **FINANCE:** (if required) \_\_\_\_\_

**DEPARTMENT HEAD:**   
(Example: if RCA is initiated by Purchasing, client department should sign also)  
*Information copy to appropriate Deputy City Manager*

**APPROVED FOR AGENDA:**

**CITY MANAGER:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.44 (STOPPING, STANDING AND PARKING GENERALLY), SECTION 12.44.280 (RESTRICTIONS ON PARKING IN RESIDENTIAL PARKING DISTRICTS) OF THE EL PASO CITY CODE TO PROVIDE FOR THE CREATION AND DISSOLUTION OF RESIDENTIAL PARKING DISTRICTS, ISSUANCE AND REVOCATION OF VISITOR, OWNER, NEW RESIDENT, TEMPORARY AND RESIDENT PARKING PERMITS AND ESTABLISHING FEES; THE PENALTY BEING AS PROVIDED IN SECTION 12.84 (VIOLATION – PENALTY) AND SECTION 12.85 (PARKING VIOLATIONS) OF THE EL PASO CITY CODE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

**Section 1.** That Title 12 (Vehicles and Traffic), Chapter 12.44 (Stopping, Standing and Parking Generally), Section 12.44.280 (Restrictions on parking in residential districts in which commercial and industrial uses are not permitted) of the El Paso City Code is hereby amended to read:

**12.44.280 Restrictions on parking in residential parking districts**

**A. Policy.** It is the policy of the city to reduce hazardous traffic conditions and congested parking conditions resulting from the use of streets within areas zoned for residential uses for the parking of vehicles by persons using commercial, industrial, governmental and education facilities to protect the residents of designated residential districts from unreasonable burdens in gaining access to their residences; to preserve the character of designated residential districts as residential districts; to promote efficiency in the maintenance of those streets in a clean and safe condition; to preserve the value of the property in those districts; and to preserve the safety of motorists, children and other pedestrians, and the peace, order, comfort, convenience and welfare of the inhabitants of the city.

**B. Definitions** The following definitions shall apply to this Section:

**"Block"** means a continuous area adjacent to a street between street intersections on one or both sides of such street or, in the instance of a dead end street, the contiguous area from the last intersection of that street with another street to the end of such street on one or both sides of such street.

**"Light Density Residential District"** shall have the same meaning as defined in City Code 20.06.010 (A) table insert.

**"Owner"** means an owner of record in the El Paso County Clerk's records of a property within a residential parking district

**"Property"** means a parcel of land containing at least one residential dwelling unit and has a property or parcel identification number issued by the Central Appraisal District.

**"Resident"** means the owner or tenant who occupies a residential property in a light density residential district.

**"Residential"** means premises containing one or more dwelling units in a light density residential district, such as single-family homes, duplexes, condominiums and apartment complexes with four or fewer units that contain habitable rooms for nontransient occupancy and are designed primarily for living, sleeping, cooking and eating therein, unless such premises are actually occupied and used exclusively for other purposes. Apartment complexes, dormitories, boardinghouses with five or more units, and hotels, hotel suites, motels, and day care centers shall not be considered *residential*.

### **C. Creation of residential parking districts**

**1. Creation:** Residential parking districts shall be created and dissolved by ordinance. Residential parking districts established in Section 12.88.200 shall continue in existence until removed by amendment to that section.

**a. Districts Initiated by City Council.** City Representatives may propose to create or dissolve a residential parking district by submitting a proposal to the Traffic Engineer. When the proposal is to create a district, the Traffic Engineer shall evaluate the need for the district using the criteria set forth in this section, evaluate the appropriate boundaries for such district and submit his findings and recommendations to the City Council. The City Council by ordinance shall determine whether to create or dissolve residential parking districts.

b. **Districts initiated by property owners.** To initiate the creation of a residential parking district, one or more property owners shall submit an application to create a residential parking district. No fee shall be charged for the application for the creation of a residential parking district. The application shall identify the block or blocks that are proposed to be in the residential parking district. All applicants shall own property in at least one of the blocks identified in the application. The Traffic Engineer shall evaluate the need for residential parking restrictions in the block or blocks identified in the application and the area surrounding such block or blocks, following the criteria set forth in this section. If the criteria are met, the Traffic Engineer shall recommend appropriate boundaries for the district. Traffic Engineer include in his evaluation the reasons why the block or blocks meet or do not meet the criteria. All applications, evaluations and recommendations of the Traffic Engineer shall be submitted to the City Council for approval or denial of creating the residential parking district. After a residential parking district is created, owners may petition, as described in this section, for residential parking restrictions in one or more blocks within the district.

**2. Criteria.** The following conditions shall exist in order to create a residential parking district:

- a. Vehicles registered to people who are not residents of the block or blocks that are proposed to be in a residential parking district are parked in such block or blocks, utilizing more than sixty percent of the available curbside parking at the same times and days throughout a week or portion of a week; and
- b. Commercial, governmental, industrial or educational facilities exist close enough to the block or blocks in the proposed district that users of non-residential vehicles parked on the street in the block could readily use such facilities; and
- c. That unreasonable burdens exist for the residents of the block or blocks in the proposed district in securing adequate on street parking and gaining access to their places of residence because of street parking of non-residential vehicles; and
- d. An inadequate number of parking spaces exist for residents and non-residents to park their vehicles in the block or blocks in the proposed district; and
- e. There is a need for the residents of the block or blocks in the proposed district to obtain on street parking adjacent to or close by their place of residence; and

f. A safety issue has been identified because of congested street parking block or blocks in the proposed district; and

g. The Traffic Engineer determines that a parking permit system would alleviate the lack of parking for residents of the block or blocks in the proposed district.

h. The blocks in the proposed district are zoned as a Light Density Residential District.

**3. Application for petition:** After a residential parking district is established, owners of property in the district who want residential parking restrictions placed on one or more blocks within the district shall follow the following procedures:

a. Application: One or more owners of property in a block must complete, sign and submit to the Traffic Engineer an application for residential parking restrictions in one or more blocks within a residential parking district. The application shall be on a form approved by the Traffic Engineer. The applicant shall state the location of the block or blocks that the applicant is requesting to be subject to the residential parking restrictions and the factual information concerning parking conditions in the area identified in the application, including information concerning the conditions described in Section 12.44.280 C.2.b through f.

b. Application fee: There shall be a non-refundable application fee in the amount set by the budget or other appropriate resolution of the City Council.

c. Petition requirements: Once a completed application with accompanying application fee has been received by the Traffic Engineer, the Traffic Engineer will verify the existence of commercial, industrial, governmental or education facilities as described in this Section. If the Traffic Engineer makes such verification, he shall provide a petition to the applicant, which, when returned must meet the following criteria to be considered valid.

1) The petition must be signed by the owners of seventy five percent of the property in the block or blocks identified in the petition. If a property has multiple owners, only one of the owners is required to sign the petition.

2) Petitions shall be on a form approved by the Traffic Engineer. Petitions shall contain (1) the signature of the owner, (2) the name of the owner in print, (3) the property or properties in the block owned by the owner, (4) the date the petition was issued by the Traffic Engineer to the applicant, (5) a precise statement that the purpose of the petition

is to request that residential parking restrictions be put in place and (6) a description of the block or blocks in which the restrictions would be placed. The owner's name and property address shall be clearly printed or typed. The Traffic Engineer shall not consider illegible addresses or printed names when qualifying the petition.

3) The petition shall be returned to the Traffic Engineer within 30 days from the time the Traffic Engineer provides the petition to the applicant, as shown by the date on the petition.

4) Upon submission of the completed petition to the Traffic Engineer, the applicant shall sign a certificate on a form approved by the Traffic Engineer declaring that to the best of his knowledge and belief, each signature was that of an owner of property in the block or blocks proposed for residential parking restrictions.

**4. Traffic engineer's evaluation:** Upon receipt of a petition meeting the requirements of this Section, the Traffic Engineer shall evaluate the nature and extent of the problems, if any, caused by non-residential parking in each block using the criteria set forth in Section 12.44.280.C.2.a through h. If deemed necessary by the Traffic Engineer, more detailed studies shall be conducted including, but not limited to an inventory of legal curbside parking spaces available.

**5. Notice.** The Traffic Engineer shall notify the applicant within 30 days of the day the petition is submitted to the office of the Traffic Engineer whether the applicant has met the requirements for the implementation of residential parking restrictions, citing any requirements that have not been met.

**6. Designation of date.** If the Traffic Engineer determines that the requirements of this section have been met, he shall designate a date on which the parking requirements of the block or blocks begin and notify the applicant.

**7. Appeal.** When the Traffic Engineer does not find that the applicant has met the requirements to impose residential parking restrictions, the Traffic Engineer shall send the Applicant notice of his decision. The applicant may appeal the decision to the City Council by submitting an appeal to the Traffic Engineer on a form approved by the Traffic Engineer. The appeal must be submitted within fifteen consecutive calendar days after the date of Applicant's receipt of the notice of the Traffic Engineer's decision. The appeal shall

state the basis for the appeal specifying any findings by the Traffic Engineer that the appellant asserts are in error.

**D. Removal of parking restrictions, dissolution of residential traffic parking districts.**

**1. Right to apply.** Except as provided in this Section, an owner of property in a residential parking district may petition to have the parking restrictions of such district removed as to the block in which such person owns property or petition to have the entire residential parking district be dissolved.

**2. Application for petition.**

a. Application: One or more owners of property in a block within a residential parking district shall complete, sign and submit to the Traffic Engineer an application to remove the parking restrictions of a residential traffic parking district from one or more blocks within the district or to dissolve the entire district. The application shall be on a form approved by the Traffic Engineer. The applicant shall state the location of the block or blocks that are the subject of the application or the location of the residential parking district if the dissolution of the district is sought.

b. Application fee: There shall be a non-refundable application fee in the amount set by the budget or other appropriate resolution of the City Council.

c. Petition requirements: The Traffic Engineer shall verify the location of the block or district upon receipt of an application. A petition will be given to the applicant, which, when returned must meet the following criteria to be considered valid.

1) The petition must be signed by at least one of the owners of seventy five percent of the property in the block, blocks or district identified in the petition.

2) Petitions shall be on a form approved by the Traffic Engineer. Petitions shall contain (1) the signature of the owner, (2) the name of the owner in print (3) the property or properties in the block owned by the owner, (4) the date the petition was issued by the Traffic Engineer to the applicant, (5) a precise statement that the purpose of the petition is to remove the traffic parking restrictions of the residential parking district for the block or blocks identified in the petition or that the purpose is to dissolve a residential parking district (6) the boundaries of the district or block(s) that are the subject of the petition.

The owner's name and property address shall be clearly printed or typed. The Traffic

Engineer shall not consider illegible addresses or printed names when qualifying the petition.

3) Petition shall be returned to the Traffic Engineer within 30 days from the time the Traffic Engineer provides the petition to the applicant as shown by the date on the petition.

4) Upon submission of the completed petition to the Traffic Engineer, the applicant shall sign a certificate on a form approved by the Traffic Engineer declaring that to the best of his knowledge and belief, each signature was signed by an owner of property in the block or blocks or district identified in the petition.

**3. Traffic engineer's evaluation.** Upon receipt of a petition meeting the requirements of this Section, the Traffic Engineer shall verify that the required signatures were provided in the petition and that the remaining requirements of this section have been met.

**4. Notice.** The Traffic Engineer shall notify the applicant within 30 days of the day the petition is submitted to the office of the Traffic Engineer whether the applicant has met the requirements of this section, citing any requirements that have not been met.

**5. Designation of date.** If the Traffic Engineer determines that the requirements of this section have been met, he shall designate a date on which the parking requirements of that district shall end in the block or blocks identified in the petition and instruct the appropriate city departments to remove all signage and revoke all permits and notify the applicant.

**6. Dissolution of District.** If the Traffic Engineer determines that the requirements of this section have been met when the petition is submitted to dissolve the residential parking district, he shall submit the petition and his findings and recommendations to the City Council for consideration and notify the applicants of his findings and recommendations. The City Council shall determine by ordinance whether or not the residential parking district should be dissolved.

**7. Appeal.** When the Traffic Engineer does finds that the applicant has not met the requirements to remove parking restrictions from one or more blocks or to dissolve a residential parking district, the Traffic Engineer shall send the Applicant notice of his decision. The applicant may appeal the decision to the City Council by submitting an



appeal to the Traffic Engineer on a form approved by the Traffic Engineer. The appeal must be submitted within fifteen consecutive calendar days after the date of Applicant's receipt of the notice of the Traffic Engineer's decision. The appeal shall state the basis for the appeal specifying any findings by the Traffic Engineer that the appellant asserts are in error. The City Council may uphold the decision of the Traffic Engineer, remand the matter to the Traffic Engineer for further consideration or allow the removal of parking restrictions from one or more blocks or dissolve the residential parking district.

**8. One year waiting period.** The Traffic Engineer shall not accept applications for a petition to remove the parking restrictions of a residential parking district from one or more blocks that are within such district or to dissolve a residential parking district within one year from the date of designation of such district by the City Council except as provided in this section.

**9. Six month waiting period.** Property owners who meet the requirements of this Section to remove the parking restrictions of a block or blocks within a residential parking district may have such parking restrictions rescinded between 6 months and one-year after the designation of the restrictions on parking in such block or blocks by the Traffic Engineer, provided they pay to the city the cost of labor and materials to remove the parking restriction signs in the block, blocks or district. Property Owners who meet the requirements of this Section to dissolve the residential parking district may have such parking restrictions rescinded between 6 months and one-year after the designation of such district, provided they pay to the city the cost of labor and materials to remove the parking restriction signs in the block, blocks or district, provided that the City Council has approved dissolving the district.

**E. Petitions for reinstatement of residential parking district.** The Traffic Engineer shall not accept an application for the establishment of residential parking restrictions in one or more blocks within a district when the application includes a block in which residential parking restrictions previously existed and were eliminated within one year of the date of the application.

**F. Residential parking permits**

**1. Permit required.** It shall be unlawful for any person to park a motor vehicle on a city street in a curbside parking space on any day or during any hours in a residential

parking district without the display, as required in this section, of a parking permit issued by the Traffic Engineer allowing the motor vehicle to be parked in the district and during the times specified on residential parking signs posted in such district by the City.

**2. Effect of issuance of permit.** A residential parking permit shall not guarantee or reserve to the holder a curbside parking space within a residential parking district. A residential parking permit shall not authorize the holder to cause to stand or park a motor vehicle at such places where parking is prohibited or during such times as when the stopping, standing or parking of motor vehicles is set aside for specified types of vehicles, nor exempt the holder from observance of any traffic regulation including, but not limited to vehicle abandonment laws, towing laws or parking meter payment.

**3. Temporary suspension of permit.** The Traffic Engineer may temporarily suspend the parking allowed pursuant to a residential parking permit for emergency or construction purposes within the residential parking district.

**4. Limitations on parking permits**

a. The Traffic Engineer may limit the parking permit to certain hours of the day and certain days of the week in any residential parking district or a block within the district.

b. The side of the permit showing the residential parking district for which the permit was issued shall be displayed in the vehicle at all times the vehicle is parked in the district for which it was issued in a manner that allows the entire permit to be viewed from outside the vehicle through the front windshield.

c. Expired permits shall not be displayed in parked vehicles.

d. Only one permit shall be issued for each vehicle.

e. Permits may only be used in the residential parking district for which they are issued.

f. Permits shall be returned to the Traffic Engineer when the permit expires, the person to whom the permit was issued no longer resides in the residential parking district, and when the vehicle to which the permit was issued is loaned (for more than thirty days) or is stolen, sold or traded.

g. Permits shall not be transferred, provided that owners who obtain visitor permits from the Traffic Engineer may provide such visitor permits to their tenants.

h. Permits shall not be displayed in a vehicle for which the permit was not issued.

i. The Traffic Engineer may limit the number of vehicles that may be issued a permit for each household on each block or blocks within a residential parking district when such limitation is appropriate to accommodate the parking needs within the block or blocks in the district.

j. No permit shall be issued if the applicant has pending parking tickets issued in the City.

k. Tenants shall not be issued residential parking permits when the owner's parking permit is currently issued to the owner of the property at which the tenant resides. Tenants may use a visitor's permit if the owner obtains visitor's permit and provides it to the tenant.

**5. Requesting permits:** Residential parking permits may be issued by the Traffic Engineer upon receipt of an application from a resident of a residential parking district. The following requirements must be met before a permit may be issued.

a. Residents: Each applicant must demonstrate that he is a current resident of the residential parking district for which the permit is to be issued by providing vehicle registration that is in the applicant's name and one of the following documents that shows the applicant's name and a current address that is within the residential parking district for which the application is made:

- 1) a current valid drivers license, or
- 2) a current electric, gas, telephone or water bill dated for service within 30-days of the application for a permit, or
- 3) any other current valid document issued by a government agency.

b. Armed Forces: Members of the Armed Forces whose home of record is outside El Paso County and currently reside in a residential parking district are eligible to apply for a parking permit provided they show a valid military identification card and one of the following which shows that the applicant resides in the residential parking district:

- (1) a current electric, gas, telephone or water bill dated for service within 30-days of the application for a permit; or
- (2) any other current valid document issued by a government agency.

## **G. Visitor parking permits**

**1. Eligibility.** Visitor parking permits may be issued by the Traffic Engineer for each property in the residential parking district. Two visitor permits may be issued to residents of the district who have purchased at least one residential parking permit at no additional cost. Those residents of the residential parking district who have not purchased residential parking permits may be issued one visitor permit upon providing proof of residency and by paying the visitor permit fee.

**2. Limitations.** Visitor parking permits shall be subject to all the requirements and limitations of a residential parking permit.

**H. New resident temporary parking permit.** A new resident temporary parking permit may be obtained from the Traffic Engineer by submitting an application in the same manner as is required in this Section for applying for residential parking permits except that no document shall be required that contains the address located within the residential parking district. The new resident temporary parking permit shall expire at the end of the ninetieth day after its issuance and shall be subject to all other requirements and limitations of a residential parking permit. No residential parking permit shall be issued to the recipient of new resident temporary parking permits until all new resident temporary parking permits issued to the applicant are returned to the Traffic Engineer. Applicants for the new resident parking permit shall pay a new resident parking permit fee which shall be in an amount established by the budget resolution or other resolution passed by the City Council.

**I. Temporary one day parking permits.** Any person who is eighteen years of age or older and a resident of a residential parking district may apply for a temporary one day parking permit. Such permits shall be for no more than four on the day specified in the permits. The application shall state the hours for which the permits are to be issued, the number of permits requested and that without the temporary permits, visitors to the applicant's residence would not be able to park their vehicles without violating parking ordinances. If the Traffic Engineer finds adequate parking is not available during the hours for which the temporary permit is requested and that the issuance of the permits will not unduly impair traffic and safety during the time of their validity, he shall issue the

appropriate number of permits. The Traffic Engineer may limit the streets or portions of streets on which temporary one day parking permits shall be valid. The Traffic Engineer may issue the requested number of temporary parking permits or less than the requested amount based on traffic and safety determinations made by the Traffic Engineer. The number of such permits shall not at any time exceed fifty percent of the number of parking spaces located within the residential parking district in which the temporary permits are valid.

**J. Owner's parking permit:** Subject to the limitations in this section, each owner of property within a residential parking district may obtain an annual residential parking permit, provided that such owner shall not be required to show current residency at the property he owns in the district but shall be required to provide proof of ownership. The owner of a property will not be issued a residential parking permit if a residential parking permit is currently issued to a tenant at the same property. The owner may obtain a residential parking permit at the time the tenant residential parking permit expires and shall have priority over an application by a tenant. Owner permits shall be subject to all the requirements and limitations of a residential parking permit. Applicants for the owner's permit shall pay a permit fee that shall be in an amount established by the budget resolution or other resolution passed by the City Council.

**K. Exemptions:** Any emergency vehicle, including, but not limited to, an ambulance, fire engine or police vehicle, which is under the control of an individual providing service to a property located on a street in a residential parking district shall be permitted to stand or be parked on a street in the area without being limited by the residential parking district prohibitions or restrictions. Additionally, any vehicle, including, but not limited to, a delivery, utility, or service vehicle which is under the control of an individual providing service to a property or infrastructure within the district located on a street in the residential parking district shall be permitted to stand or be parked on a street in the area without being limited by the residential parking district prohibitions or restrictions.

**L. Residential parking permit, visitor parking permit and temporary one-day permit fees.** The following fees shall be assessed: (1) a residential parking permit fee, (2) a visitor parking permit fee and (3) a temporary one-day permit fee. Each fee shall be in an

amount set by the budget or other appropriate resolution of the City Council. The residential parking permit fee shall be assessed for each authorized vehicle. There shall be a visitor parking permit fee for each visitor-parking permit issued. The visitor-parking fee shall be assessed only when a residential or owner's parking permit has not been purchased. Temporary one-day permit fees shall be assessed for each permit issued.

**M. Permit Term.** Residential parking permits, owner parking permits and visitor parking permits shall be valid for a consecutive twelve month period from the day they are issued by the Traffic Engineer and shall be renewable annually provided that the applicant provides evidence that he is still eligible for the permit. The permit may be renewed by mail provided that proof of eligibility and fee payment are also included with the renewal application.

**N. Revocation of Permits.** A residential parking permit or visitor parking permit may be revoked for the following reasons:

1. The transfer or assignment of a permit.
2. The applicant for the permit falsely represented himself as being eligible for a permit, submits false documentation, or otherwise makes a false statement of a material fact on an application for a permit.
3. The permittee loses his status as a resident or other qualification to apply for a permit.

**O. Lost or stolen permits.** The Traffic Engineer may replace a lost, stolen or destroyed residential parking permit or visitor parking permit. To be eligible to receive a replacement permit, the permit holder must submit a signed affidavit stating the permit was lost, stolen or destroyed and pay a permit replacement fee in an amount to be established in the budget resolution or other resolution passed by the City Council. The remaining part of a damaged permit shall be submitted to the Traffic Engineer before receiving a replacement permit.

**P. Signs.** The city shall cause appropriate signs to be placed in residential parking districts that provide notice of the parking restrictions that apply in the district. The signs shall be posted on those streets restricting all parking except parking by the holders of permits that are granted pursuant to this section. The signs placed in these areas shall

be of such character as to readily inform an ordinarily observant person of the existence of the parking restrictions.

**Q. Violations.** Any person who violates any provision of this chapter shall be subject to the penalties set forth in Section 12.84.010, except that the provisions of this Section related to the parking or stopping of vehicles shall be subject to the procedures provided in Chapter 12.85 (Parking Violations). Fines shall be in accordance with the schedule of standard fines adopted by resolution of City Council.

**Section 2.** Except as expressly herein amended, That Title 12 (Vehicles and Traffic), Chapter 12.44 (Stopping, Standing and Parking Generally) of the El Paso City Code shall remain in full force and effect.

**PASSED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2009.

THE CITY OF EL PASO:

\_\_\_\_\_  
John F. Cook, Mayor

ATTEST:

\_\_\_\_\_  
Richarda Duffy Momsen, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Mark Shoosmith  
Assistant City Attorney

APPROVED AS TO CONTENT:

\_\_\_\_\_  
Ted Marquez, P.E.  
Assistant City Engineer